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KSPA 984392-2

(23 U.S.C. 315; sec. 1221, Pub. L. 105-178, 112 Stat. 107, 221 (1998); 49 CFR 1.48)

Issued on: September 11, 1998.

**Kenneth R. Wykle,**  
Federal Highway Administration  
Administrator.

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## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

#### Office of Hazardous Materials Safety; Notice of Applications for Modification of Exemption

**AGENCY:** Research and Special Programs  
Administration, DOT.

**ACTION:** List of applications for  
modification of exemptions.

**SUMMARY:** In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Materials Regulations (49 CFR Part 107, Subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the applications described herein. This notice is abbreviated to expedite docketing and public notice. Because the sections affected, modes of transportation, and the nature of application have been shown in earlier Federal Register publications, they are not repeated here. Requests for modifications of exemptions (e.g. to provide for additional hazardous materials, packaging design changes, additional mode of transportation, etc.) are described in footnotes to the application number. Application

numbers with the suffix "M" denote a modification request. These applications have been separated from the new applications for exemptions to facilitate processing.

**DATES:** Comments must be received on or before October 1, 1998.

**ADDRESS COMMENTS TO:** Records Center, Research and Special Programs Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the exemption number.

**FOR FURTHER INFORMATION CONTACT:** Copies of the applications are available for inspection in the Records Center, Nassif Building, 400 7th Street SW, Washington, DC.

Application No.	Docket No.	Applicant	Modification of exemption
10672-M .....		Burlington Packaging, inc. Brooklyn, NY (See Footnote 1) .....	10672
11173-M .....		Olin Corporation (See Footnote 2) .....	11173
12062-M .....	RSPA-1998-3790.	Wood Protection Products, Inc. Charlotte, NC (See Footnote 3) .....	12062
12107-M .....	RSPA-1998-4065.	Toyota Motor Sales, U.S.A., Inc. Torrance, CA (See Footnote 4) .....	12107
12112-M .....	RSPA-1998-4322.	HRD Aero Systems, Inc. Valencia, CA (See Footnote 5) .....	12112

(1) To modify the exemption to provide for passenger air as an additional mode of transportation for shipping liquid and solid hazardous materials required to bear the POISON, KEEP AWAY FROM FOOD, FLAMMABLE LIQUID, FLAMMABLE SOLID OR CORROSIVE labels in specially-designed composite type packaging.

(2) To modify the exemption to authorize the use of DOT specification 110A multi-unit tanks for the transportation by cargo aircraft of certain Division 6.1 and Class 8 materials which exceed the quantity limitations.

(3) To authorize party status and to authorize a similarly designed non-DOT specification, pneumatic hopper trailer for the transportation of a 6.1 material.

(4) To reissue the exemption originally issued on an emergency basis for the manufacture, mark and sale of certain shock absorbers, struts, stays and dampers for transportation in commerce as accumulators.

(5) To reissue the exemption originally issued on an emergency basis for the transportation in commerce of certain 2.2 gases in non-DOT

specification copper cylinders used as components (fire extinguishers) in aircraft of foreign manufacturers.

This notice of receipt of applications for modification of exemptions is published in accordance with Part 107 of the Hazardous Materials Transportations Act (49 U.S.C. 1806; 49 CFR 1.53(e)).

Issued in Washington, DC, on September 10, 1998.

**J. Suzanne Hedgepeth,**  
Director, Office of Hazardous Materials  
Exemptions and Approvals.

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## DEPARTMENT OF TRANSPORTATION

### Research and Special Programs Administration

#### Office of Hazardous Materials Safety; Notice of Applications for Exemptions

**AGENCY:** Research and Special Programs  
Administration, DOT.

**ACTION:** List of applicants for  
exemptions.

**SUMMARY:** In accordance with the procedures governing the application for, and the processing of, exemptions from the Department of Transportation's Hazardous Materials Regulations (49 CFR Part 107, Subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the applications described herein. Each mode of transportation for which a particular exemption is requested is indicated by a number in the "Nature of Application" portion of the table below as follow: 1-Motor vehicle, 2-Rail freight, 3-Cargo vessel, 4-Cargo aircraft only, 5—Passenger-carrying aircraft.

**DATES:** Comments must be received on or before October 16, 1998.

**ADDRESS COMMENTS TO:** Records Center, Research and Special Programs, Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing the exemption application number.

## FOR FURTHER INFORMATION CONTACT:

Copies of the applications (See Docket Number) are available for inspection at the New Docket Management Facility, PL-401, at the U.S. Department of

Transportation, Nassif Building, 400 7th Street, SW., Washington, DC 20590.

This notice of receipt of applications for new exemptions is published in accordance with Part 107 of the Hazardous Materials Transportation Act (49 U.S.C. 1806, 49 CFR 1.53(e)).

Issued in Washington, DC, on September 10, 1998.

**J. Suzanne Hedgepeth,**  
*Director, Office of Hazardous Materials,  
Exemptions and Approvals.*

## NEW EXEMPTIONS

Application No.	Docket No.	Applicant	Regulation(s) affected	Nature of exemption thereof
12128-N .....	RPSA-1998-4392 - 2	Ogden Waste Solutions, Inc., Okahumpka, FL.	49 CFR 171.8, 172.101 Column (8C), 173.197.	To authorize the transportation in commerce of non-DOT specification steel roll-off containers as outer packagings for transportation in commerce of regulated <b>medical</b> waste in dual packagings. (mode 1).
12129-N .....	RPSA-1998-4387 2	Kenyon International Emergency Services Houston, TX.	49 CFR 175.75(a)(1)(2) . .	To authorize the transportation in commerce of small quantities of various hazardous materials that exceed the specified quantity limitation. (mode 5).
12130-N .....	RPSA-1998-4386 - 2	FIBA Technologies, Inc., Westboro, MA.	49 CFR 173.318, 176.30, 176.76(h), 178.338.	To authorize the manufacture, marking and sale of non-DOT specification insulated portable tanks for the transportation in commerce of carbon dioxide, refrigerated liquid. (modes 1, 3).
12131-N .....	RPSA-1998-4385 - 2	Gamma Laboratories, Ltd., Houston, TX.	49 CFR 173.302, 173.306(b)(4), 175.3.	To authorize the manufacture, mark and sale of non-DOT specification packagings, used as radiation detectors, for shipments of certain non-flammable compressed gases. (modes 1, 2, 3, 4, 5).
12132-N .....	RPSA-1998-4415 - 2	Carleton Technologies, Inc., Orchard, NY.	49 CFR 178.65 .....	To authorize the transportation in commerce of a specially designed device consisting of a hermetically sealed high pressure gas cylinder, containing argon gas, Division 1.4S. (modes 1, 2, 3, 4).
12133-N .....	RPSA-1998-4416 - 2	Polar Air Cargo, Washington, DC.	49 CFR 172.101(9B), 172.204(a) & (c), 173.27, 173.54(j), 175.30(a)(1).	To authorize the transportation in commerce of certain Division 1.1, 1.2, 1.3, and 1.4 explosives which are forbidden or exceed quantities authorized. (mode 4).
12134-N .....	RPSA-1998-4417 - 2	Institute of Shortening and Edible Oils (ISEO), Washington, DC.	49 CFR Parts 100-180 . . .	To authorize the transportation in commerce of sift-proof dump or hopper-type vehicles and sift-proof roll-on/roll-off bulk bins with tarpaulins, metal covers or equivalent covers for use in transporting Division 4.2 material. (mode 1).
12135-N .....	RPSA-1998-4418 - a	Daicel Safety Systems, Inc.	49 CFR 173.301(h), 173.302, 173.306(d)(3).	To authorize the manufacture, mark and sale of non-DOT specification cylinders (pressure vessels) for use as components of automobile vehicle safety systems. (modes 1, 2, 3, 4).
12136-N .....	RPSA-1998-4419 - 2	Net Grocer, North Brunswick, NJ.	49 CFR 123.172, Subpart C.	To authorize the transportation in commerce of small quantities of ORM-D consumer aerosols without required shipping papers. (mode 4).
12138-N ..a.....	RPSA-1998-4420 - 2	Gas Supply Resources, Inc. Albany, NY.	49 CFR 174.67(i) & (j) . . . .	To authorize rail cars with unloading pipes equipped with a closure device to remain attached to railcar dome unloading valves on railcars positioned at unloading towers. (mode 2).